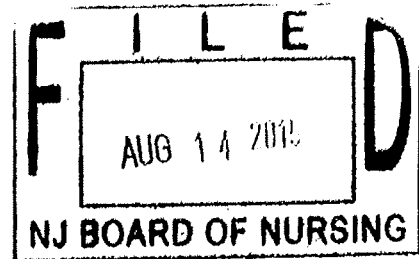
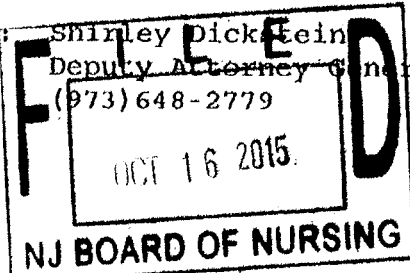


JOHN J. HOFFMAN
ACTING ATTORNEY GENERAL OF NEW JERSEY
Division of Law
124 Halsey Street, 5th Floor
P.O. Box 45029
Newark, New Jersey 07101
Attorney for the State Board of Nursing



By: Shirley Dickstein
Deputy Attorney General
(973) 648-2779



STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF NURSING

IN THE MATTER OF THE SUSPENSION
OR REVOCATION OF THE LICENSE OF

Tyeisha E. Giles, C.H.H.A.
Certificate No. 26NH05009900

HOMEMAKER HOME HEALTH AIDE
IN THE STATE OF NEW JERSEY

ADMINISTRATIVE ACTION

PROVISIONAL ORDER OF
DISCIPLINE

☒ FINAL ORDER OF DISCIPLINE
(Finalized by default

on October 16, 2015 / 10/16/15

FINAL

This matter was opened to the New Jersey State Board of Nursing (the "Board") upon receipt of information which the Board has reviewed and upon which the following preliminary findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Tyeisha E. Giles ("Respondent") is a certified homemaker-home health aide in the State of New Jersey and has been a licensee at all times relevant hereto. (Exhibit A).

2. Respondent was arrested on April 14, 2014 by the Camden County Police for violation of N.J.S.A. 2C:18-2(B), Burglary, and N.J.S.A. 2C:24-4, Endanger Welfare of Children. (Exhibit B).

3. It was alleged that Respondent entered a sneaker store with her fifteen (15) year old daughter and another person, kicked and punched the security guard and two other people and Respondent brandished a box cutter. (Exhibit C).

4. Respondent provided the Board with a narrative of her version of the events, denied the allegations against her and asserted that she broke a door when she was defending herself and her child from an attack. (Exhibit D).

5. On December 15, 2014, Respondent pled guilty to Criminal Mischief, N.J.S.A. 2C:17-3B (1) and was sentenced on January 30, 2015 to 246 days' confinement, five (5) years' probation and a penalty of \$160.00. (Exhibit E).

CONCLUSIONS OF LAW

Respondent has been convicted for engaging in acts constituting crimes that relate adversely to the activities of a homemaker-home health aide, in contravention of N.J.S.A. 45:1-21(f), subjecting Respondent to disciplinary action.

ACCORDINGLY, IT IS on this 14th day of August, 2015,

ORDERED that:

1. Respondent's certificate to practice as a homemaker-home health aide is provisionally suspended for a period of two (2) years from the date of the filing of any FINAL ORDER OF DISCIPLINE.
2. Respondent shall refrain from engaging in the practice as a homemaker-home health aide and shall not represent herself as a homemaker-home health aide until such time as her certification is reinstated. Any practice in this State prior to such reinstatement shall constitute grounds for a charge of unlicensed practice.
3. Upon the filing of a FINAL ORDER OF DISCIPLINE, Respondent shall, within 5 (five) days, mail her certificate, wall and wallet version, to practice as a homemaker-home health aide to Twalema Khonje, State Board of Nursing, P.O. Box 45010, Newark, New Jersey 07101.
4. At the end of one (1) year from the date of filing of any FINAL ORDER OF DISCIPLINE, Respondent may apply to the Board in writing and request that the second year of suspension be stayed and served as a period of probation. In that event, Respondent shall appear before the Board and (1) furnish the Board with documentation that she is still on probation, has paid all criminal fines and penalties and explain the

circumstances of any arrests subsequent to the conviction that is the basis for this order (2) provide proof of completion of an anger management course that has been pre-approved by the Board (3) demonstrate to the Board that she is fit and competent to safely practice as a homemaker-home health aide and (4) provide proof that she has paid any penalty imposed by any FINAL ORDER OF DISCIPLINE. In the event that the Board determines that Respondent's certification should be reinstated, the second year of suspension imposed by any FINAL ORDER OF DISCIPLINE shall be served as a period of probation and the Board may impose any other restrictions on reinstatement that the Board deems necessary to protect the public.

5. Respondent is provisionally assessed a civil penalty in the amount of one thousand dollars (\$1000.00). Payment shall be made by certified check, bank cashier check, or money order payable to "State of New Jersey," or by wire transfer, direct deposit, or credit card payment delivered or mailed to Twalema Khonje, State Board of Nursing, P.O. Box 45010, Newark, New Jersey 07101. Any other form of payment will be rejected and will be returned to the party making the payment. Payment shall be made no later than fifteen (15) days after the date of filing of any FINAL ORDER OF DISCIPLINE. In the event Respondent fails to make a timely payment, a certificate of debt shall be filed

in accordance with N.J.S.A. 45:1-24 and the Board may bring such other proceedings as authorized by law.

6. The within order shall be subject to finalization by the Board at 5:00 p.m. on the 30th day following entry hereof unless Respondent requests a modification or dismissal of the above stated Findings of Fact or Conclusions of Law by:

- a) Submitting a written request for modification or dismissal to Twalema Khonje, State Board of Nursing, 124 Halsey Street, Sixth Floor, P.O. Box 45010, Newark, New Jersey 07101.
- b) Setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed.
- c) Submitting any and all documents or other written evidence supporting Respondent's request for consideration and reasons therefor or offered in mitigation of penalty.

7. Any submissions will be reviewed by the Board and the Board will thereafter determine whether further proceedings are necessary. If no material discrepancies are raised through a supplemental submission during the thirty-day period, or if the Board is not persuaded that the submitted materials merit further consideration, a FINAL ORDER OF DISCIPLINE will be entered.

8. In the event that Respondent's submissions establish a need for further proceedings, including, but not limited to an evidentiary hearing, Respondent shall be notified with regard

thereto. In the event that an evidentiary hearing is ordered, the preliminary findings of fact and conclusions of law contained herein may serve as notice of the factual and legal allegations in such proceeding. Further, in the event a hearing is held and upon review of the record, the Board shall not be limited to the findings, conclusions and sanctions stated herein.

9. In the event that the Board receives no written request for modification or dismissal within 30 days following entry of this Provisional Order, without further Board review, all referenced preliminary Findings of Fact and Conclusions of Law and all provisional sanctions or penalties imposed by this Order shall automatically become the Final Decision and Order of the Board. Thereafter, Respondent's failure to comply with any sanction or penalty imposed by this Order shall be considered a violation of a Board Order in contravention of N.J.S.A. 45:1-21 (e) and (h) and N.J.A.C. 13:45C-1.4 and may subject Respondent to additional sanction and/or penalty.

10. In the event that the Board reinstates Respondent's certification, the Board reserves the right to impose any restrictions that it determines are necessary to protect the public.

11. The Board reserves the right to initiate disciplinary proceedings based upon any new information the Board receives.

NEW JERSEY STATE BOARD OF NURSING

By: _____

Patricia Murphy
Patricia Murphy, PhD, APN
President